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14 *Attorneys for Sonos, Inc.*

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 GOOGLE LLC,
19 Plaintiff and Counter-defendant,
20 v.
21 SONOS, INC.,
22 Defendant and Counter-claimant.
23

Case No. 3:20-cv-06754-WHA
Related to Case No. 3:21-cv-07559-WHA

**DECLARATION OF GEOFFREY MOSS
IN SUPPORT OF SONOS, INC.'S
MOTION TO STRIKE PORTIONS OF
GOOGLE'S EXPERT INVALIDITY AND
NONINFRINGEMENT REPORTS**

Complaint Filed: September 28, 2020

1 I, Geoffrey Moss, declare as follows and would so testify under oath if called upon to do
2 so:

3 1. I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP, counsel
4 of record to Sonos, Inc. (“Sonos”) in the above-captioned matter. I am a member in good
5 standing of the Bar of the State of California. I make this declaration based on my personal
6 knowledge, unless otherwise noted. If called, I can and will testify competently to the matters set
7 forth herein.

8 2. I make this declaration in support of Sonos’s Motion to Strike Portions of
9 Google’s Expert Invalidity and Noninfringement Reports.

10 3. Attached as **Exhibit A** is a true and correct copy of excerpts from the Opening
11 Expert Report of Samrat Bhattacharjee Regarding Invalidity of U.S. Patent Nos. 10,779,033 and
12 9,967,615 and Other Issues, dated November 30, 2022.

13 4. Attached as **Exhibit B** is a true and correct copy of excerpts from the Rebuttal
14 Expert Report of Samrat Bhattacharjee Regarding Non-infringement of U.S. Patent No.
15 10,779,033 and Other Issues, dated January 13, 2023.

16 5. Attached as **Exhibit C** is a true and correct copy of excerpts from the Reply Expert
17 Report of Samrat Bhattacharjee Regarding Non-infringement of U.S. Patent No. 10,779,033 and
18 Other Issues, dated January 23, 2023.

19 6. Attached as **Exhibit D** is a true and correct copy of excerpts from the Opening
20 Expert Report of Dr. Dan Schonfeld Regarding U.S. Patent No. 10,848,885 and U.S. Patent No.
21 10,469,966, dated November 30, 2022.

22 7. Attached as **Exhibit E** is a true and correct copy of excerpts from the Rebuttal
23 Expert Report of Dan Schonfeld, Ph.D., dated January 13, 2023.

24 8. Attached as **Exhibit F** is a true and correct copy of excerpts from the Reply Expert
25 Report of Dr. Dan Schonfeld Regarding U.S. Patent No. 10,848,885 and U.S. Patent No.
26 10,469,966, dated January 23, 2023.

27 9. Attached as **Exhibit G** is a true and correct copy of emails from Cole Richter to
28 Nima Hefazi, dated March 3 and March 11, 2022.

1 10. Attached as **Exhibit H** is a true and correct copy of Plaintiff's First Set of Fact
2 Discovery Interrogatories to Defendants from *Sonos, Inc. v. Google LLC*, Case No. 6:20-cv-
3 00881-ADA (W.D. Tex.), dated August 7, 2021.

4 11. Attached as **Exhibit I** is a true and correct copy of Google LLC's Eighth
5 Supplemental Objections and Responses to Plaintiff Sonos, Inc.'s First Set of Fact Discovery
6 Interrogatories (No. 18), dated November 21, 2022.

7 12. Attached as **Exhibit J** is a true and correct copy of Google LLC's Ninth
8 Supplemental Objections and Responses to Plaintiff Sonos, Inc.'s First Set of Fact Discovery
9 Interrogatories (No. 12), dated November 29, 2022.

10 13. Attached as **Exhibit K** is a true and correct copy of the Invalidity Claim Chart for
11 U.S. Patent No. 10,779,033, Exhibit 33-1 ("the Tungsten System") to Google's invalidity
12 contentions dated December 6, 2021.

13 14. Attached as **Exhibit L** is a true and correct copy of the Invalidity Claim Chart for
14 U.S. Patent No. 10,779,033, Exhibit 33-3 ("YouTube Remote") to Google's invalidity
15 contentions dated December 6, 2021.

16 15. Attached as **Exhibit M** is a true and correct copy of the Invalidity Claim Chart for
17 U.S. Patent No. 10,469,966, Exhibit 966-7 ("Bose Lifestyle") to Google's invalidity contentions
18 dated December 6, 2021.

19 16. Attached as **Exhibit N** is a true and correct copy of the Invalidity Claim Chart for
20 U.S. Patent No. 10,848,885, Exhibit 885-7 ("Bose Lifestyle") to Google's invalidity contentions
21 dated December 6, 2021.

22 17. Attached as **Exhibit O** is a true and correct copy of a document produced in this
23 matter, bearing Bates Nos. BOSE_SUB-0000001 - BOSE_SUB-0000055.

24 18. Attached as **Exhibit P** is a true and correct copy of a document produced in this
25 matter, bearing Bates Nos. BOSE_SUB-0000450 - BOSE_SUB-0000454.

26 19. Attached as **Exhibit Q** is a true and correct copy of a document produced in this
27 matter, bearing Bates Nos. BOSE_SUB-0000594 - BOSE_SUB-0000601.

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20. Attached as **Exhibit R** is a true and correct copy of a document produced in this matter, bearing Bates Nos. BOSE_SUB-0000361 - BOSE_SUB-0000448.

21. Attached as **Exhibit S** is a true and correct copy of a webpage capture: https://www.bose.com/en_us/support/products/bose_home_theater_support/bose_5_speaker_home_theater_support/l50.html.

22. Attached as **Exhibit T** is a true and correct copy of excerpts from the Rebuttal Expert Report of Dr. Kevin C. Almeroth, dated January 13, 2023.

23. Attached as **Exhibit U** is a true and correct copy of excerpts from the Opening Expert Report of Samrat Bhattacharjee Regarding Invalidity of Claim 13 of U.S. Patent No. 9,967,615 and Other Issues, dated June 22, 2022.

24. Attached as **Exhibit V** is a true and correct copy of excerpts from the Rebuttal Expert Report of Samrat Bhattacharjee Regarding Non-infringement of Claim 13 of U.S. Patent No. 9,967,615 and Other Issues, dated July 27, 2022.

25. Attached as **Exhibit W** is a true and correct copy of excerpts from the Reply Expert Report of Douglas C. Schmidt, dated January 23, 2023.

26. Attached as **Exhibit X** is a true and correct copy of excerpts from Google LLC's Supplemental Responsive Damages Contentions Pursuant to Patent Local Rule 3-9, dated November 30, 2022.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed this 27th day of January, 2023 in Los Angeles, California.

/s/

Geoffrey Moss